

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ING BANK N.V.,

Plaintiff,

- against -

M/V TEMARA, IMO No. 9333929, her  
engines, tackle, equipment, furniture,  
appurtenances, etc. *in rem*

Defendant.

ING BANK N.V.,

Plaintiff,

- against -

M/V VOGUE FIESTA, IMO No. 9168154, her  
engines, tackle, equipment, furniture,  
appurtenances, etc. *in rem*

Defendant.

ING BANK N.V.,

Plaintiff,

- against -

M/V JAWOR, IMO No. 9452608, her engines,  
tackle, equipment, furniture, appurtenances,  
etc. *in rem*

Defendant.

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Case No. 16 Civ. 95 (LLS)

Case No. 16 Civ. 2051 (LLS)

Case No. 16 Civ. 6453 (LLS)

STIPULATION

WHEREAS, on January 27, 2020 plaintiff ING Bank N.V. (“ING” or “Plaintiff”) and defendants M/V TEMARA, M/V VOGUE FIESTA, and M/V JAWOR (“Defendants”) appeared before this Court for a status conference during which the Court directed that briefing on choice of law applicable to ING’s claims shall be filed by Defendants on March 27, 2020, and Plaintiff’s opposition to be filed on April 24, 2020; and

WHEREAS on May 21, 2020 this Court So Ordered a Stipulation and Order between the parties extending the above-described briefing to June 3 and July 5, 2020, respectively; and

WHEREAS the parties continue to be engaged in settlement discussions and are hopeful that these actions may be fully and finally resolved in the near term, and in order to avoid unnecessary expense and to promote judicial economy; and

WHEREAS the parties are working through various delays related to settlement negotiations and preparation of legal submissions as a result of the COVID-19 pandemic, resulting office closures and remote working arrangements;

IT IS HEREBY STIPULATED AND AGREED by and between the undersigned that:

1. The time for Defendants to file their joint brief on the issue of choice of law as previously directed by this Court shall be extended from June 5, 2020 through and including June 19, 2020.
2. The time for Plaintiff to file its opposition to Defendants’ brief shall be extended from July 3, 2020 through and including July 17, 2020.
3. This Stipulation may be executed in counterparts which, together, shall constitute one and the same Stipulation.

Dated: New York, New York  
June 3, 2020

By: /s/ Brian Maloney

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and M/V VOGUE FIESTA*

By: /s/ Michael J. Dehart

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*Attorneys for Defendants M/V JAWOR*

Dated this 3<sup>rd</sup> day of June 2020

SO ORDERED.

Louis L. Stanton  
UNITED STATES DISTRICT COURT JUDGE